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FAX

Date March 5, 2003

To Office of Petitions

Of United States Patent and Trademark Office

Fax 703-305-9286 9822

From David J. Cushing

Subject RENEWED PETITION

Our Ref Q62303 Your Ref 09/736,298

Pages (including cover sheet) 87

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MAR - 7 2003

OFFICE OF PETITIONS

#16

PATENT APPLICATION**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****RECEIVED**

MAR - 7 2003

OFFICE OF PETITIONS

In re application of

Lahcen BENNAL, et al.

Appln. No. 09/736,298

Group Art Unit: Not yet assigned

Confirmation No.: 8442

Examiner: Not yet assigned

Filed: December 15, 2000

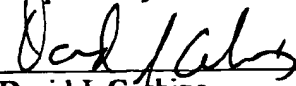
For: **COMMUNICATION METHOD USING ONE ACCESS****PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136**Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. § 1.136, Applicants hereby petition for an extension of time of five months, extending the time for responding to the August 5, 2002 to March 5, 2003.

Please charge our Deposit Account 19-4880 for the appropriate extension fee. Please charge any additional fees under 37 C.F.R. § 1.16 or § 1.17 necessary to keep this application pending in the Patent and Trademark Office or credit any overpayment to Deposit Account No. 19-4880. A duplicate copy of this sheet is enclosed.

Respectfully submitted,


David J. Cushing
Registration No. 28,703

SUGHRUE MION, PLLC
2100 Pennsylvania Avenue, N.W.
Washington, D.C. 20037-3213
Telephone: (202) 293-7060
Facsimile: (202) 293-7860
Date: March 5, 2003

PATENT APPLICATION**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****RECEIVED**

MAR - 7 2003

OFFICE OF PETITIONS

In re application of

Lahcen BENNAI, et al.

Appln. No.: 09/736,298

Group Art Unit: Not yet assigned

Confirmation No.: 8442

Examiner: Not yet assigned

Filed: December 15, 2000

For: **COMMUNICATION METHOD USING ONE ACCESS****RENEWED PETITION**Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants respectfully renew their petition under 37 CFR 1.47(a), for the reasons set forth in detail below.

The two named inventors in this case are Lahcen Bennai and Christian Laroque, and the petition seeks to proceed without the signature of Christian Laroque. As set forth in the Declaration filed August 16, 2001, the papers were originally sent to the last known address of Mr. Laroque but were returned unclaimed (not addressee unknown, but unclaimed). As also set forth in the August 16, 2001 declaration, the inventor had made it clear by explicit statements that he would not sign the declaration.

The Decision mailed August 5, 2002 denies the petition for failure to show that the inventor was presented with a copy of the appropriate papers. In an attempt to cure this, the undersigned has attempted over the last several months to locate the missing inventor but has

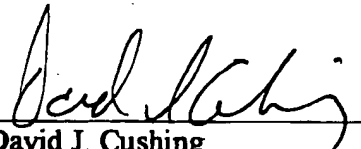
U.S. Appl. No. 09/736,298
Page 2

been unable to do so. The undersigned has recently discovered listings for two persons named Christian Laroque but has been unable to confirm that either corresponds to the same Christian Laroque who is a named inventor of the present application. Until the undersigned is able to make this confirmation, the application papers cannot be sent. There is surely no requirement under Rule 47 that copies of proprietary patent application papers be sent to multiple persons in the hope that one might be the correct inventor.

Accordingly, it is submitted that the inventor now cannot be located, and proceeding pursuant to Rule 47(a) is respectfully requested.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,


David J. Cushing
Registration No. 28,703

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Telephone: (202) 293-7060
Facsimile: (202) 293-7860

Date: March 5, 2003

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Lahcen Bennai et al

Attorney Docket Q62303

Appln. No.: 09/736,298

Group Art Unit:

Filed: December 15, 2000

Examiner:

For: COMMUNICATION METHOD USING ONE ACCESS

DECLARATION

I, David J. Cushing, hereby declare that:

1. I am employed by Sughrue Mion, PLLC, attorneys for the assignee Alcatel.
2. The two inventors of the above application are Christian Laroque and Lahcen Bennai.
3. Over the past several months, I have diligently searched international telephone directories for Germany, France and Belgium, and have been unable to locate any listing for a Mr. Christian Laroque until recently.
4. I have recently located two listings for Christian Laroque in France. One address is 3 impasse Fauvettes, 33190 La Reole (telephone 0556610148) and the other is 17 Village Saints, 50700 Yvetot Bocage (telephone 0233403822).
5. I am unable to simply send to these addresses a copy of the application papers and declaration to sign, since these are proprietary papers and should not be provided to a person other than the Christian Laroque who is an inventor of the present application.
6. I have called each of the telephone numbers listed in an attempt to determine if either of the listings corresponds to the same Mr. Laroque who is an inventor of the present application, but I am unable to confirm that either listing corresponds to the inventor of the present case.

Appl. No. 09/657,937

Declaration

Page 2

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 3/5/2003By: 

David J. Cushing